

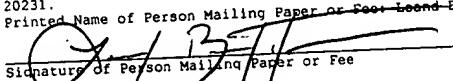
MAR 18 2004

AMENDMENT TRANSMITTAL LETTER		DOCKET NUMBER: 66654-595(P-LJ 4494)	
SERIAL NO: 09/757,041	FILING DATE: January 9, 2001	EXAMINER: S. Ungar	GROUP ART UNIT: 1642 CONFIRMATION NO.: 6395
INVENTION: CD40 ASSOCIATED PROTEINS			

TO: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
"EXPRESS MAIL" MAILING LABEL NUMBER: EV 400 552 115 US  
DATE OF DEPOSIT: MARCH 18, 2003  
I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH  
THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO  
ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE  
AND IS ADDRESSED TO COMMISSIONER FOR PATENTS, WASHINGTON, D.C.  
20231.

Printed Name of Person Mailing Paper or Fee: Leond Bantados

Signature of Person Mailing Paper or Fee: 

Transmitted herewith is a Response to Office Action, with attached Exhibits 1 and 2, in response to the Notice of Non-Compliant Amendment mailed February 18, 2004, in the above-identified application.

- Small Entity status of this application has been established under 37 CFR 1.27.
- Communication in Response to Notice of Non-Compliant Amendment.
- Petition for Extension of Time is enclosed (in duplicate).
- Terminal Disclaimer with fee under 37 C.F.R. 1.20(d) is enclosed.
- No additional claims fee is required.
- An additional claims fee is required and has been calculated as shown below:

#### CLAIMS AS AMENDED

	Number After Amendment	Highest Number Previously Paid For	RATE		FEE	
			SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTHER ENTITY
TOTAL CLAIMS	17	22	x \$ 9.00	\$ 18.00	= \$	\$ 0.00
INDEPENDENT CLAIMS	5	= 3	x \$ 43.00	\$ 86.00	= \$	\$ 0.00
MULTIPLE DEPENDENT CLAIMS PRESENTED:			\$ 145.00	\$ 290.00	\$	\$ 0.00
<u>YES</u> <input checked="" type="checkbox"/> <u>NO</u>			TOTAL FEE		\$	\$ 0.00

- \* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.
- \*\* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.
- \*\*\* If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 0, write "0" in the space.

Please charge my Deposit Account No. \_\_\_\_\_ the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.

A check in the amount of \$ \_\_\_\_ is enclosed, \$ \_\_\_\_ of which covers the fee for a \_\_\_\_-month extension of time.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 502624. A duplicate copy of this sheet is enclosed.

Inventor(s): Reed and Sato  
Serial No.: 09/757,041  
Filed: January 9, 2001  
Page 2

X The Commissioner is hereby authorized to charge to Deposit Account No. 502624 any fees under 37 CFR 1.17 which may be required under 37 CFR 1.136(a)(3) for an extension of time in any concurrent or future reply requiring a petition for extension of time. A duplicate copy of this sheet is enclosed.

Dated: March 18, 2004

Respectfully submitted,

  
Pamela M. Guy  
Registration No. 51,228  
MCDERMOTT, WILL & EMERY  
4370 La Jolla Village Drive, Suite 700  
San Diego, California 92122  
858-535-9001



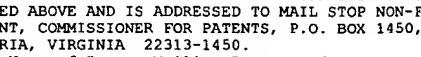
PATENT  
Client-Matter No.: 66654-595  
(P-LJ 4494)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of ) Confirmation No.: 6395  
Reed and Sato )  
Serial No: 09/757,041 ) Group Art Unit: 1642  
Filed: January 9, 2001 ) Examiner: S. Ungar  
For: CD40 ASSOCIATED PROTEINS) CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
"EXPRESS MAIL" MAILING LABEL NUMBER:  
DATE OF DEPOSIT: March 18, 2004  
I HEREBY CERTIFY THAT THIS PAPER OR  
WITH THE UNITED STATES POSTAL SERVICE  
OFFICE TO ADDRESSEE" SERVICE UNDER  
INDICATED ABOVE AND IS ADDRESSED TO  
RECEIVER, AND IS CONSIDERED MAILED  
WHEN DEPOSITED IN THE UNITED STATES  
POSTAL SERVICE MAIL BOX OR  
MAILING TUBE AT THE ADDRESS  
INDICATED ABOVE.

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"EXPRESS MAIL" MAILING LABEL NUMBER: EV 400 552 115 US  
DATE OF DEPOSIT: March 18, 2004  
I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED  
WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST  
OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE  
INDICATED ABOVE AND IS ADDRESSED TO MAIL STOP NON-FEE  
AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450,  
ALEXANDRIA, VIRGINIA 22313-1450.  
Printed Name of Person Mailing Paper or Fee:  
Leand Bantados  
  
Signature of Person Mailing Paper or Fee

## **COMMUNICATION IN RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Responsive to the Notice of Non-Compliant Amendment  
(37C.F.R. §1.121) mailed February 18, 2004, Applicants submit a revised Response to the Office Action mailed June 2, 2003. The revised Response has been changed to reflect correct claim numbering that takes into consideration claims 1 to 8 and 35 to 59 as originally filed. Entry of the amendments and remarks contained in the Response filed herewith is respectfully requested.

Respectfully submitted,

March 18, 2004  
Date

Pamela M. Guy  
Pamela M. Guy  
Registration No. 51,228  
Telephone No. (858) 535-9001  
Facsimile No. (858) 535-8949

McDERMOTT, WILL & EMERY  
4370 La Jolla Village Drive, Suite 700  
San Diego, California 92122



PATENT  
Client-Matter No.: 66654-595 (P-LJ 4494)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of ) Confirmation No.: 6395  
Reed and Sato )  
Serial No: 09/757,041 ) Group Art Unit: 1642  
Filed: January 9, 2001 ) Examiner: S. Ungar  
For: CD40 ASSOCIATED PROTEINS) )  
 )  
 )  
 )  
 )  
 )  
 )

CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
"EXPRESS MAIL" MAILING LABEL NUMBER: EV 400 552 115 US  
DATE OF DEPOSIT: March 18, 2004  
I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE  
UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO  
ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE  
AND IS ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450,  
ALEXANDRIA, VIRGINIA 22313-1450.  
Printed Name of Person Mailing Paper or Fee: Leand Bantados

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Signature of Person Mailing Paper or Fee

RESPONSE TO OFFICE ACTION

Responsive to the Office Action mailed June 2, 2003,  
entry of the following amendments and remarks is respectfully  
requested.

AMENDMENTS

Amendments to the claims are reflected in the listing  
of claims that begins on page 2 of this paper. Currently amended  
claims are presented with markings to indicate changes made  
relative to the immediate prior version by underlining of added  
text and strikethrough of deleted text.